

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-01339-CJN**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF  
HOMELAND SECURITY et al  
Assigned to: Judge Carl J. Nichols  
Demand: \$0  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/08/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AMERICAN OVERSIGHT**

represented by **Khahilia Y. Shaw**  
AMERICAN OVERSIGHT  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Daniel Alexander McGrath**  
AMERICAN OVERSIGHT  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF  
HOMELAND SECURITY**

represented by **Alan Burch**  
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**TERMINATED: 10/16/2019**

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Alan Burch**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Benton Gregory Peterson**

(See above for address)  
TERMINATED: 10/16/2019

Date Filed	#	Docket Text
05/08/2019	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE ( Filing fee \$ 400 receipt number 0090-6111087) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons)(McGrath, Daniel) (Entered: 05/08/2019)
05/08/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (McGrath, Daniel) (Entered: 05/08/2019)
05/09/2019		Case Assigned to Judge Randolph D. Moss. (zrdj) (Entered: 05/09/2019)
05/09/2019	<u>3</u>	SUMMONS (4) Issued Electronically as to U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zrdj) (Entered: 05/09/2019)
05/10/2019	<u>4</u>	STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in the attached Standing Order. See document for details. Signed by Judge Randolph D. Moss on 5/10/2019. (lcrdm3, ) (Entered: 05/10/2019)
05/20/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/9/2019. ( Answer due for ALL FEDERAL DEFENDANTS by 6/8/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 5/13/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF HOMELAND SECURITY served on 5/13/2019; U.S. DEPARTMENT OF JUSTICE served on 5/13/2019 (McGrath, Daniel) (Entered: 05/20/2019)
05/31/2019	<u>6</u>	NOTICE of Appearance by Benton Gregory Peterson on behalf of All Defendants (Peterson, Benton) (Entered: 05/31/2019)
06/10/2019	<u>7</u>	ANSWER to Complaint by U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE.(Peterson, Benton) (Entered: 06/10/2019)
06/24/2019		Case directly reassigned to Judge Carl J. Nichols. Judge Randolph D. Moss is no longer assigned to the case. (rj) (Entered: 06/24/2019)
08/05/2019	<u>8</u>	NOTICE of Appearance by Khahilia Y. Shaw on behalf of AMERICAN OVERSIGHT (Shaw, Khahilia) (Main Document 8 replaced on 8/7/2019) (zjf). (Entered: 08/05/2019)
08/13/2019		MINUTE ORDER. Before the Court in this Freedom of Information Act case are a Complaint and an Answer. The requirements of Local Civil Rule 16.3 and Federal Rule of Civil Procedure 26(f) appear to be inapplicable. It is hereby ORDERED that the Parties shall confer and file a Joint Status Report on or before September 11, 2019. The Joint Status Report shall address: (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the Parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Carl J. Nichols on August 13, 2019. (lccjn1) (Entered: 08/13/2019)
08/14/2019		Set/Reset Deadlines: Joint Status Report due by 9/11/2019. (mac) (Entered: 08/14/2019)
09/11/2019	<u>9</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Shaw, Khahilia) (Entered: 09/11/2019)
09/20/2019		MINUTE ORDER. In light of the Parties' <u>9</u> Joint Status Report, it is hereby ORDERED that the Parties shall submit an additional Joint Status Report on or before October 17, 2019. Signed by Judge Carl J. Nichols on September 20, 2019. (lccjn3) (Entered: 09/20/2019)

09/20/2019		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/17/2019. (zcdw) (Entered: 09/22/2019)
10/16/2019	<u>10</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Alan Burch on behalf of All Defendants Substituting for attorney Benton Peterson (Burch, Alan) (Entered: 10/16/2019)
10/17/2019	<u>11</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Shaw, Khahilia) (Entered: 10/17/2019)
10/23/2019		MINUTE ORDER. In light of the Parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the Parties shall submit an additional Joint Status Report on or before November 21, 2019. Signed by Judge Carl J. Nichols on October 23, 2019. (lccjn3) (Entered: 10/23/2019)
10/23/2019		Set/Reset Deadlines/Hearings: Joint Status Report due by 11/21/2019. (zcdw) (Entered: 10/23/2019)